

STATE OF MAINE

DISTRICT COURT

Location _____

Docket No. _____

In re: _____
Minor Child(ren)

JURISDICTIONAL AFFIDAVIT

4 M.R.S. § 152(5-A)

Pursuant to 4 M.R.S. § 152(5-A), in order for the District Court to accept for filing a petition for guardianship, adoption or name change concerning a minor child or children, there must already be a **pending** case in the District Court concerning custody or other parental rights concerning that child or children, OR a case involving the children must have already been **transferred** from a Probate Court.

A “pending” case is a case that has been filed in a District Court, is being litigated in that court, and/or is awaiting decision by that court. In order to assist the District Court in determining whether it has jurisdiction, you must provide the following information.

Petitioner’s name, date of birth, and address: _____

1. Petitioner wishes to file a guardianship, adoption or name change case involving the following child(ren) (provide name, date of birth, and address of minor child(ren)):

Petitioner claims that the District Court has jurisdiction over this case because (**CHECK ALL THAT ARE TRUE**):

☐ A. There is a case concerning the child(ren) that is currently pending before a Maine District Court. The case name is _____, docket number _____, and it is pending in the _____ District Court.

☐ B. There is a **second** case concerning the child(ren) that is currently pending before a Maine District Court. The case name is _____, docket number _____, and it is pending in the _____ District Court.

☐ C. Although there is no pending case in the District Court, a guardianship, adoption, or name change case concerning the child(ren) was transferred from a Probate Court to the District Court. The name of that case is _____, its docket number is _____, and it was transferred from _____ Probate Court to the _____ District Court.

2. **(CHOOSE ONE)** There ☐ is / ☐ is not a guardianship, adoption, or name change case concerning the child(ren) that is currently pending before any Maine Probate Court.

3. **(CHOOSE ONE)** There ☐ is / ☐ is not a judgment or order issued by the _____ Court that currently affects the care and custody of the child(ren).
A copy of that order is attached.

4. Name, date of birth, address and telephone number of child(ren)'s first legal parent: _____

5. Name, date of birth, address and telephone number of child(ren)'s second legal parent: _____

6. Name, date of birth, address and telephone number of child(ren)'s guardian: _____

7. Telephone number of PETITIONER: _____

6. Relationship of petitioner to child(ren): _____

I understand that, if I give false information on this form, I may be subject to a determination that I am in contempt of court, and I may be sanctioned for that contempt.

Petitioner Signature

Date

STATE OF MAINE
COUNTY OF _____

_____ personally appeared and made oath that the foregoing is true to the best of his/her knowledge, information and belief and, to the extent it is based upon his/her information and belief, that s/he believes the same to be true.

Dated: _____ Notary Public: _____